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Attorney Docket No.: 0492611-0335 (MIT 8070)
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Langer *et al.* Examiner: Russel, Jeffrey E.
Serial No.: 09/314,540 Art Unit: 1654
Filed: May 19, 1999
For: *Modification of Surfaces Using Biological Recognition Agents*

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

DECLARATION UNDER 37 C.F.R. 1.132

✓ We, Robert S. Langer, Scott M. Cannizarro, Bernhard G. Mueller, and Kevin Shakesheff declare as follows:

1. We are the inventors to the subject matter disclosed and claimed in United States patent application Serial No. 09/314,540 ('540 application) filed May 19, 1999 and entitled "MODIFICATION OF SURFACES USING BIOLOGICAL RECOGNITION AGENTS."

2. Robert S. Langer, Scott M. Cannizarro, and Kevin Shakesheff are three inventors on the instant application and are also three of the co-authors of Patel et al. FASEB J. Vol 12, pages 1447-1454 (Reference R). The purpose of this Declaration is to remove Reference R as a prior art reference with respect to the '540 application.

3. Nikin Patel, Robert Padera, Giles H. W. Sanders, Martyn C. Davies, Clive J. Roberts, Saul J. B. Tendler, and Philip M. Williams are co-authors of Reference R and are not inventors of the subject matter of the claims of the '540 application.

4. Robert S. Langer, Scott M. Cannizarro, Bernhard G. Mueller, and Kevin Shakesheff mutually conceived and reduced to practice the invention recited in the claims of the '540 application.

5. To the extent that Reference R discloses the claimed invention, the authors of Reference R derived this subject matter from us, the inventors of the '540 application. The inventors communicated the subject matter of the claimed invention to Nikin Patel, Robert Padera, Giles H. W. Sanders, Martyn C. Davies, Clive J. Roberts, Saul J. B. Tendler, and Philip M. Williams in connection with the preparation of Reference R.

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Date: _____

Robert S. Langer

Date: _____

Scott M. Cannizarro

Date: _____

Bernhard G. Mueller

Date: 14 May 03

Kevin Shakesheff

Kevin Shakesheff



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Date: _____

Robert S. Langer

Date: May 30, 2003



Scott M. Cannizarro

Date: _____

Bernhard G. Mueller

Date: _____

Kevin Shakesheff



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Date: _____

Scott M. Cannizarro

Date: 05/22/2003



Bernhard G. Mueller

Date: _____

Kevin Shakesheff



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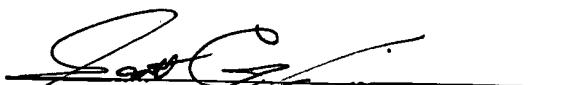
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